



Sen. Martin A. Sandoval

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LRB094 05130 JAM 41149 a

1 AMENDMENT TO SENATE BILL 204

2 AMENDMENT NO. _____. Amend Senate Bill 204 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing
5 Section 10-9 as follows:

6 (10 ILCS 5/10-9) (from Ch. 46, par. 10-9)

7 Sec. 10-9. The following electoral boards are designated
8 for the purpose of hearing and passing upon the objector's
9 petition described in Section 10-8.

10 1. The State Board of Elections will hear and pass upon
11 objections to the nominations of candidates for State offices,
12 nominations of candidates for congressional, legislative and
13 judicial offices of districts or circuits situated in more than
14 one county, nominations of candidates for the offices of
15 State's attorney or regional superintendent of schools to be
16 elected from more than one county, and petitions for proposed
17 amendments to the Constitution of the State of Illinois as
18 provided for in Section 3 of Article XIV of the Constitution.

19 2. The county officers electoral board to hear and pass
20 upon objections to the nominations of candidates for county
21 offices, for congressional, legislative, ~~and~~ judicial, school
22 district, and community college district offices of a district
23 or circuit coterminous with or less than a county, for
24 candidates for offices of a municipality of less than 1,000,000

1 population within the county, for school trustees to be voted
2 for by the electors of the county or by the electors of a
3 township of the county, for the township offices for a township
4 of the county, for the office of multi-township assessor where
5 candidates for such office are nominated in accordance with
6 this Code, and for all special district offices, shall be
7 composed of the county clerk, or an assistant designated by the
8 county clerk, the State's attorney of the county or an
9 Assistant State's Attorney designated by the State's Attorney,
10 and the clerk of the circuit court, or an assistant designated
11 by the clerk of the circuit court, of the county, of whom the
12 county clerk or his designee shall be the chairman, except that
13 in any county which has established a county board of election
14 commissioners that board shall constitute the county officers
15 electoral board ex-officio.

16 3. The municipal officers electoral board to hear and pass
17 upon objections to the nominations of candidates for officers
18 of municipalities of 1,000,000 or more population shall be
19 composed of the mayor or president of the board of trustees of
20 the city, village or incorporated town, and the city, village
21 or incorporated town clerk, and one member of the city council
22 or board of trustees, that member being designated who is
23 eligible to serve on the electoral board and has served the
24 greatest number of years as a member of the city council or
25 board of trustees, of whom the mayor or president of the board
26 of trustees shall be the chairman.

27 4. (Blank.) ~~The township officers electoral board to pass~~
28 ~~upon objections to the nominations of township officers shall~~
29 ~~be composed of the township supervisor, the town clerk, and~~
30 ~~that eligible town trustee elected in the township who has had~~
31 ~~the longest term of continuous service as town trustee, of whom~~
32 ~~the township supervisor shall be the chairman.~~

33 5. (Blank.) ~~The education officers electoral board to hear~~
34 ~~and pass upon objections to the nominations of candidates for~~

1 ~~offices in school or community college districts shall be~~
2 ~~composed of the presiding officer of the school or community~~
3 ~~college district board, who shall be the chairman, the~~
4 ~~secretary of the school or community college district board and~~
5 ~~the eligible elected school or community college board member~~
6 ~~who has the longest term of continuous service as a board~~
7 ~~member.~~

8 6. In all cases, however, where the Congressional or
9 Legislative district is wholly within the jurisdiction of a
10 board of election commissioners and in all cases where the
11 school district or special district is wholly within the
12 jurisdiction of a municipal board of election commissioners and
13 in all cases where the municipality or township is wholly or
14 partially within the jurisdiction of a municipal board of
15 election commissioners, the board of election commissioners
16 shall ex-officio constitute the electoral board.

17 For municipalities of less than 1,000,000 population and
18 for special districts, including townships and school and
19 community college district, situated in more than one county,
20 the county officers electoral board of the county in which the
21 principal office of the district is located has jurisdiction to
22 hear and pass upon objections. For purposes of this Section,
23 "special districts" means all political subdivisions other
24 than counties and ~~7 municipalities, townships and school and~~
25 ~~community college districts.~~

26 In the event that any member of the appropriate board is a
27 candidate for the office with relation to which the objector's
28 petition is filed, he shall not be eligible to serve on that
29 board and shall not act as a member of the board and his place
30 shall be filled as follows:

31 a. In the county officers electoral board by the county
32 treasurer, and if he or she is ineligible to serve, by the
33 sheriff of the county.

34 b. In the municipal officers electoral board by the

1 eligible elected city council or board of trustees member
2 who has served the second greatest number of years as a
3 city council or board of trustees member.

4 ~~e. In the township officers electoral board by the~~
5 ~~eligible elected town trustee who has had the second~~
6 ~~longest term of continuous service as a town trustee.~~

7 ~~d. In the education officers electoral board by the~~
8 ~~eligible elected school or community college district~~
9 ~~board member who has had the second longest term of~~
10 ~~continuous service as a board member.~~

11 In the event that the chairman of the electoral board is
12 ineligible to act because of the fact that he is a candidate
13 for the office with relation to which the objector's petition
14 is filed, then the substitute chosen under the provisions of
15 this Section shall be the chairman; In this case, the officer
16 or board with whom the objector's petition is filed, shall
17 transmit the certificate of nomination or nomination papers as
18 the case may be, and the objector's petition to the substitute
19 chairman of the electoral board.

20 When 2 or more eligible individuals, by reason of their
21 terms of service on a city council or board of trustees,
22 ~~township board of trustees, or school or community college~~
23 ~~district board,~~ qualify to serve on an electoral board, the one
24 to serve shall be chosen by lot.

25 Any vacancies on an electoral board not otherwise filled
26 pursuant to this Section shall be filled by public members
27 appointed by the Chief Judge of the Circuit Court for the
28 county wherein the electoral board hearing is being held upon
29 notification to the Chief Judge of such vacancies. The Chief
30 Judge shall be so notified by a member of the electoral board
31 or the officer or board with whom the objector's petition was
32 filed. In the event that none of the individuals designated by
33 this Section to serve on the electoral board are eligible, the
34 chairman of an electoral board shall be designated by the Chief

1 Judge.

2 (Source: P.A. 87-570.)".